

REGISTER

John R. Ashcroft Secretary of State

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Missouri



REGISTER

March 15, 2024 Vol. 49 No. 6 Pages 391–430

Department of Revenue		ORDERS OF RULEMAKING Missouri Department of Transportation Motor Carrier and Railroad Safety			
Department of Agricultu Animal Health Department of Revenue Director of Revenue Department of Social Ser		Department of Commerce at State Board of Registration IN ADDITION Department of Health and S Missouri Health Facilities F DISSOLUTIONS	end Insurance for the Healing Arts		
Register Filing Deadlines	Register Publication Date		Code Effective Date		
February 1, 2024	March 1, 2024	March 31, 2024	April 30, 2024		
February 15, 2024	March 15, 2024	March 31, 2024	April 30, 2024		
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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the Code of State Regulations in this system-

Title	CSR	Division	Chapter	Rule
3	Code of	10-	4	115
Department	State	Agency	General area	Specific area
	Regulations	division	regulated	regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the Missouri Revised Statutes as of the date indicated.

Code and Register on the Internet

The Code of State Regulations and Missouri Register are available on the Internet.

The Code address is sos.mo.gov/adrules/csr/csr

The Register address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the Missouri and the United States Constitutions; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) business days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the Missouri Register as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Amendment Text Reminder: **Boldface text indicates new matter.** *[Bracketed text indicates matter being deleted.]*

TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 30 – Animal Health
Chapter 10 – Food Safety and Meat Inspection

EMERGENCY AMENDMENT

 $2\,\text{CSR}$ 30-10.010 Inspection of Meat and Poultry. The director is amending section (2).

PURPOSE: This amendment ensures that the current rule language clearly includes the most recent publication of Part 300 to end of Title 9, the Code of Federal Regulations, for the Missouri Meat and Poultry Inspection Program to be in compliance with federal regulations and maintain "equal to" status as determined by the United States Department of Agriculture/Food Safety and Inspection Service.

EMERGENCY STATEMENT: This emergency amendment is necessary to serve the compelling governmental interest to inform state agencies and the public of the most current adoption of Title 9 Code of Federal Regulations Parts 300 to end is incorporated into state regulation. The State Meat and Poultry Inspection (MPI) programs are required to operate in a manner and with authorities that are "at least equal to" the antemortem and

postmortem inspection, re-inspection, sanitation, recordkeeping, and enforcement provisions as provided for in the Federal Meat Inspection Act and the Poultry Products Inspection Act. State MPI programs must stay current with and be able to explain how their programs are equal to FSIS regulations to ensure their rules are "at least equal to" USDA/FSIS and in compliance with federal regulations. Therefore, an amendment to clarify the most current federal meat and poultry inspection regulations are being incorporated by reference and provide enforcement authority in Missouri. This regulation applies to approximately fifty-five (55) state inspected meat and poultry establishments and three hundred thirty-seven (337) custom exempt plants in Missouri, which as a whole, produces millions of dollars in Missouri's economy. This emergency amendment protects the public health, safety, and/or welfare under a compelling governmental interest, which requires this emergency action. A proposed amendment, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protection extended in the Missouri and United States Constitutions. The Department of Agriculture believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed February 14, 2024, becomes effective February 29, 2024, and expires August 26, 2024.

(2) The standards used to inspect Missouri meat and poultry slaughter and processing shall be those shown in Part 300 to end of Title 9, the *Code of Federal Regulations* (January [2023] 2024), herein incorporated by reference and made a part of this rule as published by the United States Government Publishing Office, 732 N. Capitol Street NW, Washington, DC 20402-0001, phone: toll-free (866) 512-1800, DC area (202) 512-1800, website: http://bookstore.gpo.gov. This rule does not incorporate any subsequent amendments or additions.

AUTHORITY: section 265.020, RSMo 2016. Original rule filed Sept. 14, 2000, effective March 30, 2001. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Feb. 14, 2024, effective Feb. 29, 2024, and expires Aug. 26, 2024. A proposed amendment covering this same material is published in this issue of the **Missouri Register**.

PUBLIC COST: This emergency amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the time the emergency is effective.

PRIVATE COST: This emergency amendment will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 26 – Dealer Licensure

EMERGENCY AMENDMENT

12 CSR 10-26.231 Maximum Dealer Administrative Fees. The director of revenue is amending section (1).

PURPOSE: This amendment updates the maximum allowable administrative fee.

EMERGENCY STATEMENT: The director of revenue is mandated to

EMERGENCY RULES

calculate and furnish to the public the maximum administrative fee permitted under section 301.558, RSMo. The maximum fee is to be increased annually by an amount equal to the percentage change in the annual average of the Consumer Price Index for All Consumers and be published in the Missouri Register as soon as practicable after January fourteenth of each year. This emergency amendment is necessary to ensure public awareness and to preserve a compelling governmental interest requiring an early effective date in that the amendment informs the public of the established maximum fee to be paid on vehicles for the 2023 calendar year. A proposed amendment covering the same material is published in this issue of the Missouri Register. The director has limited the scope of the emergency amendment to the circumstances creating the emergency. The director has followed procedures calculated to assure fairness to all interested persons and parties and has complied with protections extended by the Missouri and United States Constitutions. Emergency amendment filed February 7, 2024, effective February 23, 2024, expires August 20, 2024.

(1) As required by section 301.558(4), RSMo, the values in the table below are the yearly maximum administrative fees which may be collected by motor vehicle dealers, boat dealers, and powersport dealers licensed pursuant to sections 301.550 to 301.580, RSMo, and as published in the Missouri Register as soon as practicable after January 14 of each year.

Maximum Fee (Year)	CPIAUC Increase	New Maximum Fee	Effective Licensure Year
\$500 (2021)	4.7%	\$523.50	2022
\$523.50 (2022)	8.0%	\$565.38	2023
\$565.38 (2023)	3.9%	\$587.43	2024

AUTHORITY: sections 301.553 and 301.558, RSMo Supp. [2021] 2023. Original rule filed Feb. 21, 2022, effective Aug. 30, 2022. Emergency amendment filed Jan. 30, 2023, effective Feb. 14, 2023, expired Aug. 12, 2023. Amended: Filed Jan. 30, 2023, effective Aug. 30, 2023 Emergency rule Feb. 7, 2024, effective Feb. 23, 2024, expires Aug. 20, 2024. A proposed amendment covering this same material is published in this issue of the Missouri Register.

PUBLIC COST: This emergency amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the time the emergency is effective.

PRIVATE COST: This emergency amendment will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective.

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder: Boldface text indicates new matter. [Bracketed text indicates matter being deleted.]

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 30 – Animal Health Chapter 10 – Food Safety and Meat Inspection

PROPOSED AMENDMENT

2 CSR 30-10.010 Inspection of Meat and Poultry. The director is amending section (2).

PURPOSE: This amendment ensures that the current rule language clearly includes the most recent publication of Part 300 to end of Title 9 of the **Code of Federal Regulations** for the Missouri Meat and Poultry Inspection Program to be in compliance with federal regulations and maintain "equal to" status as determined by the United States Department of Agriculture/Food Safety and Inspection Service.

(2) The standards used to inspect Missouri meat and poultry

slaughter and processing shall be those shown in Part 300 to end of Title 9[,] of the Code of Federal Regulations (January [2023] 2024), herein incorporated by reference and made a part of this rule as published by the United States Government Publishing Office, 732 N. Capitol Street NW, Washington, DC 20402-0001, phone: toll-free (866) 512-1800, DC area (202) 512-1800, website: http://bookstore.gpo.gov. This rule does not incorporate any subsequent amendments or additions.

AUTHORITY: section 265.020, RSMo 2016. Original rule filed Sept. 14, 2000, effective March 30, 2001. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Feb. 14, 2024, effective Feb. 29, 2024, and expires Aug. 26, 2024. Amended: Filed Feb. 14, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment by website at https://agriculture.mo.gov/proposed-rules/ or by mail at Missouri Department of Agriculture, attn: Meat Inspection Program, PO Box 630, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 2 – Income Tax

PROPOSED AMENDMENT

12 CSR 10-2.730 Expenses Related to Production of Tax Exempt Interest Income. The director is amending the purpose and sections (1)–(5) and adding new section (6).

PURPOSE: This amendment, among other things, updates references to a Missouri statutory provision and accommodates certain changes made to Missouri law since the rule was first filed.

PURPOSE: This rule clarifies [business expense], for individual income taxpayers and corporate income taxpayers, the subtraction reduction[s] related to the production of exempt [interest] income pursuant to sections 143.431.2 and 143.121.3[(a)] (1), RSMo.

- (1) For purposes of this rule, "exempt income" means interest received on deposits held at a Federal Reserve bank or interest or dividends on obligations of the United States and its territories and possessions or of any authority, commission, or instrumentality of the United States to the extent exempt from Missouri income taxes under the laws of the United States. "Related expenses" are defined as any expenses allocable to the [earning] production of exempt income.
- (2) Any expenses incurred in the production of exempt income shall reduce the exempt income **that would otherwise be subtracted** pursuant to section 143.121.3[(a)](1), RSMo. [statute is modeled after] This reduction shall only apply to the extent that such expenses, including amortizable bond

premiums, are included in a taxpayer's Missouri itemized deduction or are deducted in determining an individual's federal adjusted gross income or a corporation's federal taxable income. Section 143.121.3(1), RSMo, should be read in light of 26 U.S.C. section 265 (*Internal Revenue Code*), which generally disallows the deduction for federal income tax purposes of expenses incurred to purchase or carry taxexempt obligations.

- (3) In arriving at the amount of related expenses, the taxpayer may use actual expenses or, if actual related expenses are not reasonably determinable, a reasonable estimate. When arriving at a reasonable estimate, [/]in general, the taxpayer should use the same or similar method to that which the taxpayer used to compute related expenses for federal income tax purposes, provided that the method reasonably [reflects] approximates related expenses [for Missouri-exempt income].
- (4) If a taxpayer fails to compute reasonable related expenses, the director will make an adjustment based on the best information made available. If sufficient information is not made available *[or]* and if the taxpayer's records do not provide sufficient information, the director will use the following formula to compute related expenses:

<u>Exempt income</u> X Expense items = Reduction to exempt income

Total income

The principal expense item in this formula is interest expense, however, the director may include other expense items because of their direct relationship to the production of exempt income. "Total income" in this formula refers to the figure reported on the "total income" line on the individual's federal Form 1040 or the corporation's federal Form 1120. The taxpayer may propose, or the director may use, an alternative method provided that it [properly] better reflects the amount of related expenses.

- (5) The reduction to exempt income shall be made only if related expenses total *[more than]* at least five hundred dollars (\$500).
- (6) Notwithstanding any provision of this rule to the contrary, nothing in this rule shall be interpreted or construed as incorporating by reference any rule, regulation, standard, or guideline of a federal agency.

AUTHORITY: sections [143.121 and 143.431] **136.120 and 143.961**, RSMo [1994] **2016**. Original rule filed July 19, 1996, effective March 30, 1997. Amended: Filed Feb. 6, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days

after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 4 – State Use Tax

PROPOSED RESCISSION

12 CSR 10-4.622 Marketing Organizations Soliciting Sales Through Exempt Entity Fund-Raising Activities. This rule interpreted the use tax law applicable to marketing organizations soliciting sales through exempt entity fundraising activities.

PURPOSE: This rule is being rescinded because it is outdated.

AUTHORITY: section 144.705, RSMo 1994. Original rule filed Feb. 23, 1989, effective Aug. 10, 1989. Rescinded: Filed Feb. 15, 2024.

PUBLIC COST: The proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.475 Fees and Required Documentation for Designating Manufactured Homes as Real or Personal Property. The director is amending sections (1)–(3), deleting section (4), adding a new section (5), and renumbering as necessary.

PURPOSE: This amendment updates form names and incorporates the forms by reference, and updates the department's webpage information.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

MISSOURI REGISTER

- (1) An Affidavit of Affixation **Form 5312** must be recorded with the recorder of deeds in accordance with section 442.015, RSMo, and filed with the director of revenue in accordance with section 700.111, RSMo, when a manufactured home is to be deemed as real estate.
- (2) An Affidavit of Severance **Form 5313** must be recorded with the recorder of deeds in accordance with section 442.015, RSMo, and filed with the director of revenue in accordance with section 700.111, RSMo, when a certificate of title application is completed on a manufactured home that was previously deemed as real estate through the filing of a properly executed Affidavit of Affixation **Form 5312** with the director of revenue.
- (3) When submitting a recorded Affidavit of Affixation Form 5312 to the director of revenue under section 700.111, RSMo, the affidavit shall be accompanied by either an Application for Surrender of Title or Manufacturer's Certificate of Origin (MCO) Form 5315[,] or an Application for Confirmation of Conversion Form 5314 when no such certificate of title or [manufacturer's certificate of origin] MCO can be located.
- [(4) The department will make available suggested forms containing the standard requirements for the Affidavit of Affixation, Affidavit of Severance, Application for Confirmation of Conversion, and Application for Surrender of Title or Manufacturer's Certificate of Origin. The department's suggested forms, or forms that substantially comply with their requirements, shall be used for filing with the recorder of deeds and director of revenue. All available forms may be obtained by mail by requesting a form in writing from the Missouri Department of Revenue, Motor Vehicle Bureau, Truman State Office Building, Room 370, 301 West High Street, PO Box 100, Jefferson City, MO 65105-0100 or from the department's website.]
- [(5)](4) The fee for filing an Affidavit of Affixation or Affidavit of Severance with the Department of Revenue for the purposes of complying with section 700.111, RSMo, shall be the same amount as the fee collected for an original title in accordance with section 301.190, RSMo. In addition to such filing fee, the director shall collect a processing fee in accordance with [subparagraph (2) of subsection 1] of section 136.055.1(2), RSMo.
- (5) The form Affidavit of Affixation Form 5312, revised September 2010, and the forms Affidavit of Severance Form 5313, Application for Surrender of Title or MCO Form 5315, and the Application for Confirmation of Conversion Form 5314, updated August 2019, are incorporated by reference and are published by and can be obtained from the Missouri Department of Revenue, Motor Vehicle Bureau at the Harry S Truman State Office Building, Room 370, 301 W. High St., Jefferson City, MO 65109, or at dor.mo.gov/forms. These forms do not include any amendments or additions since the revision dates were noted.

AUTHORITY: section 700.111, RSMo [Supp. 2010] **2016**. Emergency rule filed Feb. 1, 2011, effective March 1, 2011, expired Aug. 27, 2011. Original rule filed Feb. 1, 2011, effective July 30, 2011. Amended: Filed Feb. 5, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 25 – Motor Vehicle Financial Responsibility

PROPOSED AMENDMENT

12 CSR 10-25.140 Financial Responsibility – Inoperable/Stored Vehicles. The director is amending the purpose and section (1) and adding new sections (2) and (3).

PURPOSE: This amendment updates information on inoperable/ stored vehicles to include how to remove voluntary suspensions and payment of fines owed pursuant to sections 303.025 and 303.041, RSMo.

PURPOSE: This rule establishes the procedures for individuals to notify the director of revenue that a vehicle is inoperable or has been stored and is exempt from the financial responsibility laws pursuant to sections 303.025 and 303.409, RSMo[.], and how to remove voluntary suspension and payment of any fines owed pursuant to sections 303.025 and 303.041, RSMo.

- (1) Proof of inoperability or storage shall be submitted to the director of revenue in the form of a certified statement. Such certified statement shall describe the reason for the inoperability and/or the period and terms of storage of the motor vehicle. The director shall have the authority to require additional documentation in order to determine the authenticity of such certified statement. Such documentation shall include, but not be limited to, repair bills, a statement from a mechanic, or copies of any rental, lease, or storage agreements.
- (2) To remove the voluntary suspension, the director shall require proof of financial responsibility and a certified statement that the vehicle is operable or no longer being stored. The Department of Revenue will not charge a reinstatement fee for removing the voluntary suspension.
- (3) At the court's discretion, any fines owed to the state pursuant to section 303.025, RSMo, may be eligible for payment in installments based on the individual's ability to pay and within a period of time the court determines to be reasonable. Application for such payment plan must be made with the court.

AUTHORITY: section 303.290, RSMo [1994] **2016, and section 303.025, RSMo Supp. 2023**. Original rule filed Aug. 21, 2000, effective Feb. 28, 2001. Amended: Filed Feb. 6, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High St., Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 12 – DEPARTMENT OF REVENUE Division 10 – Director of Revenue Chapter 26 – Dealer Licensure

PROPOSED AMENDMENT

12 CSR 10-26.231 Maximum Dealer Administrative Fees. The director of revenue is amending section (1).

PURPOSE: The proposed amendment is being filed to establish the annual increase to the maximum administrative fee collected as determined by the annual average of the Consumer Price Index for All Consumers per section 301.558, RSMo.

(1) As required by section 301.558(4), RSMo, the values in the table below are the yearly maximum administrative fees which may be collected by motor vehicle dealers, boat dealers, and powersport dealers licensed pursuant to sections 301.550 to 301.580, RSMo, and as published in the *Missouri Register* as soon as practicable after January 14 of each year.

Maximum Fee (Year)	CPIAUC Increase	New Maximum Fee	Effective Licensure Year
\$500 (2021)	4.7%	\$523.50	2022
\$523.50 (2022)	8.0%	\$565.38	2023
\$565.38 (2023)	3.9%	\$587.43	2024

AUTHORITY: sections 301.553 and 301.558, RSMo Supp. [2022] 2023. Original rule filed Feb. 21, 2022, effective Aug. 30, 2022. Emergency amendment filed Jan. 30, 2023, effective Feb. 14, 2023, expired Aug. 12, 2023. Amended: Filed Jan. 30, 2023, effective Aug. 30, 2023. Emergency amendment Feb. 7, 2024, effective Feb. 23, 2024, expires Aug. 20, 2024. Amended: Filed Feb. 7, 2024.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES Division 35 – Children's Division Chapter 60 – Licensing of Foster Family Homes

PROPOSED RESCISSION

13 CSR 35-60.040 Physical and Environmental Standards. This rule explained what physical and environmental conditions were required for licensing and further described sleeping arrangements and fire and safety requirements.

PURPOSE: This rule is being rescinded so that a revised rule containing an updated version of the same subject matter may be promulgated.

AUTHORITY: sections 207.020, 210.506, and 660.017, RSMo 2016. Original rule filed July 18, 2006, effective Jan. 30, 2007. Amended: Filed Sept. 15, 2015, effective March 30, 2016. Amended: Filed June 22, 2020, effective Jan. 30, 2021. Rescinded: Filed Feb. 2, 2024.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527 Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES Division 35 – Children's Division Chapter 60 – Licensing of Foster Family Homes

PROPOSED RULE

13 CSR 35-60.040 Physical and Environmental Standards

PURPOSE: This rule explains what physical and environmental conditions are required for licensing and further describes sleeping arrangements and fire and safety requirements.

- (1) Conditions of the Home.
- (A) The foster home shall be so located that a foster child has access to schools, recreational, religious, and other community resources.
- (B) The home, grounds, and all structures on the grounds must be properly maintained in a clean, safe, and sanitary condition and in a reasonable state of repair within community standards.
- (C) The home shall be of size and space and shall have furnishings and equipment to accommodate comfortably the foster parent(s) and all household members.
- (D) The interior and exterior must be free from dangerous objects and conditions (meaning that any danger presented from such objects or conditions must be mitigated).
- (E) The home shall have space for indoor play and access to outdoor play space. The outdoor play space shall be fenced

when in the judgment of the division, nearby street traffic, railroad tracks, lakes, rivers, creeks, streams, swimming pools, or other potential hazards suggest the necessity for such fencing.

- (F) The division may require inspection of the home by fire, health, sanitation, safety, or other officials, when in the agency's judgment such inspection is needed to assist the division in making a decision about the safety of the home. The home must comply with all local, county, and state ordinances.
- (*G*) The home shall have heating and/or cooling as required by the geographic area, consistent with accepted community standards and in safe operating condition.
- (H) The home's private water supply shall be adequate and safe for human consumption. The home's water supply may be required to be tested at the time of licensing, and the cost of testing will be covered by the applicant. If the private water supply is found to be unsafe for human consumption, an alternative source for drinking water shall be made available. The home's water heater shall be set in accordance with the manufacturer's recommended temperature setting.
- (I) The interior of the home shall be free from an accumulation of visible dirt or any vermin, insect, or rodent infestation. The division may excuse compliance with this regulation with respect to a temporary infestation that the foster parent has taken appropriate steps to address.
- (J) The home shall have adequate lighting, ventilation, and proper trash and recycling disposal, if recycling is available. Windows and doors shall be screened as needed unless the area is air conditioned.
- (K) All interior doors shall be designed to permit the opening of a locked door from the outside in an emergency.
- (L) The home shall have a properly operating kitchen with a sink, refrigerator, stove, and oven.
- (M) The home shall have at least one (1) toilet, sink, and tub or shower in operating condition.
 - (N) Mobile Homes.
 - 1. There shall be an exit at each end of the home.
- 2. The mobile home shall be skirted with latticed or solid skirting and securely anchored by cable to the ground.
- (O) Household swimming pools shall include the following safety requirements:
- 1. A barrier on all sides. For the purpose of this regulation, the exterior non-climbable surface of an above-ground pool that is at least four feet (4') tall may constitute a barrier;
- 2. Methods of access through the barrier must be equipped with a safety device, such as a bolt lock;
- 3. Swimming pools must be equipped with a life saving device, such as a ring buoy; and
- 4. If the swimming pool cannot be emptied after each use, the pool must have a working pump and filtering system.
- (P) Hot tubs and spas must have safety covers that are locked when not in use.
- (2) Hazardous Materials and Substances.
- (A) All flammable liquids, matches, cleaning supplies, poisonous materials, alcoholic beverages, marijuana, medication, or other hazardous items shall be stored so as to restrict access by children to such items, to the extent such restrictions are appropriate for the age and development of the children in the household.
- (B) For the purposes of this regulation, the terms "consumer," "qualifying patient," "marijuana," "marijuana infused products," "medical use," and "primary caregiver" shall have the same definitions set forth in 19 CSR 100-1.010.

- (C) Foster parents and household members shall not use or possess substances that they are not permitted to use or possess by law.
- (D) Foster parents and household members who use, possess, purchase, or cultivate marijuana must follow all rules and procedures set forth by the Department of Health and Senior Services (DHSS) in 19 CSR 100-1.010 through 19 CSR 100-1.050.
- (E) Foster parents shall not use prescription and nonprescription medications, alcohol, or marijuana to the extent that such use would leave the foster parent in an impaired physical or mental state and prevent the foster parent from parenting the child.
- (F) Foster parents, household members, and guests shall not use marijuana, tobacco, or nicotine products that emit smoke or vapor, including e-cigarettes, vape pens, or vaporizers, in –
- 1. The foster home when a child in division custody is placed in the home;
- 2. A vehicle when transporting a child in division custody;
- 3. The presence of a child in division custody.
- (G) Foster parents and household members who are qualifying patients, primary caregivers, and/or authorized by DHSS to cultivate marijuana must obtain identification cards from the DHSS. All foster parents and household members shall, upon request, provide the division with a copy of their identification cards as applicable.
- (H) All consumer, qualifying patient, and primary caregiver cultivation shall take place in an enclosed, locked facility, as defined in 19 CSR 100-1.010 and with the plant specifications set forth in 19 CSR 100-1.040.

(3) Sleeping Arrangements.

- (A) Foster parents must provide a safe and comfortable sleeping space including sleeping supplies, such as a mattress and linens, for each individual child, as appropriate for the child's needs and age and similar to other household members.
- (B) A foster child shall not be permitted to sleep in any building, apartment, or other structure which is separate from the foster family home; nor shall any foster child be permitted to sleep in an unfinished attic, in an unfinished basement, or in a hall or any other room which is normally used for a purpose other than sleeping.
- (C) A foster child shall not be permitted to sleep in finished basement bedrooms or in bedrooms above the second floor of a single family dwelling unless suitable provision has been made for heating, ventilation, and humidity control and all exits from these bedrooms have been approved by the division.
- (D) At night a responsible adult shall sleep within calling distance of the foster child.
- (E) Foster children of the opposite sex, who are six (6) years of age or older, shall not sleep in the same room.
- (F) A foster child shall not sleep in the bedroom of an adult age twenty-one (21) years and older except that foster children two (2) years of age or younger may sleep in the bedroom of a foster parent, and foster children two (2) years of age or older may sleep in the bedroom of the foster parents for special temporary care, such as during a child's illness.
- (G) A foster child, including infants, shall never co-sleep or bed-share with foster parents.
- (H) Each bed or crib shall be of a size as to ensure comfort of the foster child, shall have a firm mattress or an orthopedic supportive surface, in good, clean condition with waterproof covering, if needed, and suitable covers adequate to the season. All sleeping environments and practices for infants

shall be consistent with safe sleep practices as determined by the division.

- (I) Each foster child under the age of two (2) shall have bed space equivalent to one-half (1/2) of a full-size bed. Each foster child over the age of two (2) shall have a separate bed.
- (J) Separate and accessible drawer space for personal belongings and closet space for clothing shall be available for each foster child.
- (K) There shall be no surveillance cameras in areas of the home that violate the privacy of the foster child, including but not limited to bathrooms and dressing areas.
- (4) Emergency Preparedness, Fire and Safety Requirements, and Evacuation Plans.
- (A) All foster homes shall have a working phone or access to a working phone in close walking proximity.
- (B) The foster parent(s) shall maintain a comprehensive list of emergency telephone numbers, including fire department, police, doctor, ambulance, and poison control, which shall be posted in a prominent place.
- (C) The foster family shall have a written emergency evacuation plan, in case of fire or other emergencies. A foster child shall be instructed in the evacuation plan. The plan shall be posted in a prominent place in the home.
- (D) Every room used for sleeping, living, or dining purposes shall have at least two (2) means of exit, at least one (1) of which shall be a door or stairway providing a means of unobstructed travel to the outside. An operable window will be considered as one (1) means of exit.
- (E) No room or space shall be occupied for living or sleeping purposes which is accessible only by a ladder, folding stairs, or through a trap door.
- (F) In apartment buildings where the foster family residence is on the second floor or above there shall be an exit stairway.
- (G) The foster home shall have at least one (1) smoke detector on each level of occupancy of the home and at least one (1) near all sleeping areas.
- (H) The foster home shall have at least one (1) carbon monoxide detector on each level of occupancy of the home and at least one (1) near all sleeping areas.
- (I) The foster home shall have a charged portable ABC fire extinguisher of at least five- (5-) pound capacity located near the kitchen area.
- (J) The foster home shall be free of obvious fire hazards, such as defective heating equipment or improperly stored flammable materials.
- (K) Fireplaces, wood stoves, heaters, radiators, or floor furnaces shall have all protective features required by the fire inspector.
 - (L) The foster family shall maintain first-aid supplies.
- (5) Firearms Requirements.
- (A) Any and all firearms and ammunition not being carried on one's person shall be stored in locked areas or cabinets using keys or other locking mechanisms so as to be inaccessible to children.
- (B) Firearms and ammunition on one's person in the presence of a foster child shall be held in a secured holster and not accessible to children subject to the following:
- 1. No firearms shall be present in any vehicle transporting a foster child unless the firearms are
 - A. In a locked glove box;
 - B. In a locked container; or
- C. In a secure holster inaccessible to children, when carried or concealed on a person possessing a concealed carry permit; and

- 2. An exception to subparagraphs (5)(B)1.A. through C. of this rule will be made for any governmental law enforcement employee transporting a foster child who must carry firearms and ammunition as part of their job responsibilities.
- (C) No firearms possessed in violation of a state or federal law or a local government ordinance shall be present at any time in the foster home, on any household member, or in any vehicle in which a foster child is riding.
- (D) Firearms and ammunition storage shall be made available for external viewing by Children's Division staff to assure firearms and ammunition are inaccessible to children. External viewing by Children's Division shall occur upon reasonable notice during reasonable hours for the purpose of foster home licensure, re-licensure, and quarterly visits. This rule shall not prohibit or hinder the Children's Division's ability to assure the safety and wellbeing of children and children's living conditions. Firearms and ammunition storage shall be available for external viewing without prior notice as part of the periodic visits to the foster child's home by the foster child's legal custodian or if —
- 1. There is a reasonable basis to believe there is a violation of subsections (5)(A) through (C) of this rule; or
 - 2. There are allegations of child abuse or neglect.

AUTHORITY: section 210.506, RSMo 2016. Original rule filed July 18, 2006, effective Jan. 30, 2007. Amended: Filed Sept. 15, 2015, effective March 30, 2016. Amended: Filed June 22, 2020, effective Jan. 30, 2021. Rescinded and readopted: Filed Feb. 2, 2024.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527, Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-8.018 Signs is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1817). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo the commission amends a rule as follows:

7 CSR 265-8.032 Temporary Closing of a Public Grade Crossing is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1817). No changes have been made in the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-8.080 Railroad-Highway Grade Crossing Warning Systems **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1817-1818). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-8.130 Grade Crossing Construction and Maintenance **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1818). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

ORDERS OF RULEMAKING

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-8.300 Railroad Safety Applications (Other Than Railroad-Highway Crossings) **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1818-1819). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 265 – Motor Carrier and Railroad Safety Chapter 8 – Railroads

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 622.027, RSMo 2016, the commission amends a rule as follows:

7 CSR 265-8.320 Railroad-Highway Crossing Applications is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 16, 2023 (48 MoReg 1819-1820). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES Division 140 – Division of Energy Chapter 6 – Missouri Propane Education and Research Program

ORDER OF RULEMAKING

By the authority vested in the Division of Energy under sections 414.500, 414.520, 414.530, 414.540, 414.550, 414.560, 414.570, 414.580, and 414.590, RSMo 2016, and section 414.510, RSMo Supp. 2023, the division rescinds a rule as follows:

10 CSR 140-6.010 Definitions and General Provisions – Membership **is rescinded**.

A notice of proposed rulemaking containing the proposed

rescission was published in the *Missouri Register* on November 1, 2023 (48 MoReg 1962). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.010 Regulation and Licensing In General is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2160). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.010 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2160-2167). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

COMMENT #1: Ms. Sarah Schappe, Director, JCAR, notified the board that she had a legal issue with board's statement that licenses do not confer property interests in 17 CSR 10-2.010(2). RESPONSE AND EXPLANATION OF CHANGE: As the license does confer a property interest, the provision stating that it did not was removed by the board.

17 CSR 10-2.010 Regulation and Licensing In General

(2) Any license granted under section 84.720, RSMo, shall constitute a privilege to do business and shall not invest the

one licensed with any contractual interest or inherent right.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners

Chapter 2 - Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.020 Application for a License is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2168). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.020 Application for a License is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2168-2175). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.030 Classification of Licenses is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December

1, 2023 (48 MoReg 2176). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.030 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2176-2182). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT #1: Ms. Sarah Schappe, Director, JCAR, inquired about an agreement with the City of Kansas City, Missouri in connection with city ordinances enforced by the city's licensed park rangers.

RESPONSE AND EXPLANATION OF CHANGE: Because no such agreement exists, the board removed the reference to "agreed-upon city ordinances" in 17 CSR 10-2.030(1)(A)5.

17 CSR 10-2.030 Classification of Licenses

- (1) Individual licenses to provide private security services or proprietary private investigative services granted pursuant to this chapter shall be classified as either Class A licenses or Class B licenses.
- (A) Class A licensees shall have the authority to detain or apprehend suspects either committing felonies, misdemeanors, or city ordinance violations in the presence of the licensee or during the attempt to commit the same or upon probable cause to believe an offense was committed; provided, however, the authority is limited to the private property the licensee is hired to protect during the hours s/he is hired to protect said private property and is not to extend to the public streets of the city. No vehicle pursuits are allowed except as specifically authorized in 17 CSR 10-2.030(1)(A)4. Class A licenses may be further classified pursuant to the following titles, designations, and authorities:
- 1. Loss prevention agent—Unarmed, nonuniformed position whose duties include but are not limited to being responsible to observe, investigate, apprehend, and prosecute shoplifters, investigate fraudulent checks, internal thefts, and the like. This individual is employed to prevent theft by unobtrusive, alert skills;
- 2. Patrol agent Armed or unarmed, uniformed position delegated all the responsibility of a guard with the authority to react to illegal action by apprehension or detention. They are normally assigned to a particular designated post to

ORDERS OF RULEMAKING

protect persons and property. This individual may also be responsible for proactive policing of the persons or property they are hired to protect. These responsibilities include but are not limited to foot patrol, response to alarms, self-initiated activity such as car and pedestrian checks on designated private property, investigations, apprehension, detention, or guarding and transporting of persons, property or suspects, and assisting in prosecution;

- 3. Proprietary private investigator An armed or unarmed, nonuniformed person employed exclusively and regularly by one (1) employer in connection with the affairs of that employer and where there exists an employer-employee relationship, responsible for investigations which impact that employer. The qualifications for this classification are set out in 17 CSR 10-2.050(1)(C);
- 4. Airport police Armed and uniformed position responsible for patrolling the property designated as the Kansas City International Airport and the Charles B. Wheeler Downtown Airport who are granted special permission to be known as the Kansas City International Airport Police. These officers are exempt from the provisions of 17 CSR 10-2.050(6). Airport police personnel shall be required to have a Class A license. Officers with licenses pursuant to this subclassification have the following authority, in addition to those created by the Class A license. The Class A license that has the airport police designation shall have authority to enforce city ordinance and state statute violations upon the public streets of the city, but only upon the streets within the property boundaries of the Kansas City International Airport and the Charles B. Wheeler Downtown Airport. The Class A license that has the designation unarmed, uniformed "traffic control officer" shall have the authority to control traffic and issue citations for parking violations, but only upon the streets within the property boundaries of the Kansas City International Airport and the Charles B. Wheeler Downtown Airport. This section grants no authority to engage in a vehicle pursuit on streets not within the property boundaries of the Kansas City International Airport or the Charles B. Wheeler Downtown Airport; and
- 5. Park Rangers Armed or unarmed and uniformed position responsible for providing security for the City of Kansas City, Missouri parks and park property, which is granted special permission to be known as the park rangers. Park rangers shall be required to have a Class A license. Officers with licenses pursuant to this subclassification have the following authority, in addition to those created by the Class A license. The Class A license that has the park ranger designation shall have authority to enforce city ordinance violations exclusively upon park property. This section grants no authority to engage in a vehicle pursuit on roadways that are not park property.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.040 Application Forms and Licensing Fees is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2183). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.040 Application Forms and Licensing Fees is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2183-2191). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.050 Testing Requirements and Qualification Standards **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2192). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS
Division 10 – Kansas City Board of Police
Commissioners
Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.050 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2192-2197). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received two (2) comments on the proposed rule.

COMMENT #1: Ms. Sarah Schappe, Director, JCAR, requested that the Private Security/Proprietary Investigator's Instructional Manual be incorporated by reference in 17 CSR 10-2.050(1). RESPONSE AND EXPLANATION OF CHANGE: The reference was added by the board.

COMMENT #2: Ms. Sarah Schappe, Director, JCAR, advised that if the board is requiring all private security personnel to meet the physical and mental standards of board's police officers, those standards should be set out in 17 CSR 10-2.050(3)(D). RESPONSE AND EXPLANATION OF CHANGE: Because these standards have never been used in connection with private security officers, this section was removed.

17 CSR 10-2.050 Testing Requirements and Qualification Standards

(1) All applicants for licensing shall successfully pass a written examination as presented by the department to potential licensees. A person failing to obtain a passing score as established by the board may be allowed to retake the written test three (3) times. An additional fee and a new Form 5409 P.D. is required each time the test is retaken. The test may not be taken more than one (1) time per day. An applicant shall have the right to review their test. The Private Officers Licensing Unit (POLU) may refuse to test any person if evidence exists that there is grounds for denial of the license. This excludes any person holding an active or inactive Peace Officer Standards and Training (POST) certification and all retired sworn members of the department. The board has established categories of testing that reflect the responsibilities and qualifications required for the type of license sought by the applicant. The Private Security/Proprietary Investigator's Instructional Manual Form 5061B (11-2023), outlines the examination and is available from the POLU. It is the company's responsibility to provide training necessary to prepare the applicant to take and pass the board's written examination. In addition to obtaining the license as an armed licensee, the company must certify that the applicant or licensee has completed the required training and must present a completed Form 5715 P.D. at the time of application. The licensee must successfully qualify annually with their weapon. The qualification will be equivalent to that required for department police officers. In addition, any person holding an armed license shall regualify any time they change weapons. A licensee may only carry and qualify with one (1) handgun per company. As set out in 17 CSR 10-2.040(1)(Q), a fee will be charged anytime a weapon change

- (3) Additionally, each applicant applying for a license under these provisions must meet these standards
 - (A) Meet the qualifications in 17 CSR 10-2.020(3);
 - (B) Be at least twenty-one (21) years of age to hold an armed

license and be at least eighteen (18) years of age to hold an unarmed license;

- (C) Be able to read, write, and understand the English language;
- (D) Be capable of understanding and performing the duties and responsibilities of a licensee;
- (E) If the applicant served in the Armed Forces of the United States within ten (10) years prior to the date of application, the final discharge of the applicant from the armed forces must be honorable or general under honorable conditions;
- (F) Not have been convicted of a felony or a misdemeanor in federal or state court;
- (G) Be of good moral character by having no felony convictions, misdemeanor convictions, or city ordinance convictions, which have as an essential element fraud, dishonesty, an act of violence, bribery, illegal drug use, sexual misconduct, and other similar acts constituting moral turpitude as defined by the common law of Missouri except that city ordinance convictions involving driving while intoxicated or driving under the influence of alcohol or drugs will be considered on a case-by-case basis;
- (H) For armed applicants, not be the respondent named in a full order of protection currently in effect issued after a hearing by a court of competent jurisdiction;
 - (I) Have no prior revocation of a security license;
 - (I) Failing to meet the standards as set out in this division;
- (K) Making any false statements or giving any false information in connection with an application for a license;
- (L) Failing to provide information deemed necessary in order to establish eligibility;
- (M) Holding a license which is suspended, including a suspension which is currently under review or under a stay pending the outcome of litigation in a court of competent jurisdiction:
- (N) Providing other facts or actions which demonstrate that the applicant is unsuitable or ineligible for license; and
- (O) Being terminated from or resigning under investigation or threat of discharge from a law enforcement agency shall make an individual ineligible for a license, but s/he may appeal to the board pursuant to the appeal process contained in this section.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.055 Weapons Regulations and Firearms Qualification **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2198). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

ORDERS OF RULEMAKING

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.055 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2198-2201). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT #1: Ms. Sarah Schappe, Director, JCAR, advised that the score for qualification referred to in 17 CSR 10-2.055(5) should be specifically listed, not just referred to as the "minimum scores for qualification."

RESPONSE AND EXPLANATION OF CHANGE: The board has determined that the minimum score of seventy-five percent (75%) should be specified in the rule.

17 CSR 10-2.055 Weapons Regulations and Firearms Qualification

(5) An applicant shall not be licensed armed if the applicant — (B) Does not attain the minimum score of seventy-five percent (75%) for qualification as outlined in Form 5676 P.D. (2-2016). The applicant shall be given a maximum of three (3) additional opportunities to qualify. An additional fee and new Forms 5409 P.D. and 5715 P.D. are required for each additional qualification, which will be scheduled by the POLU. If the applicant fails to qualify after three (3) additional attempts, the applicant will not be allowed to attempt to qualify for one (1) year from the date of the last failure; or

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board rescinds a rule as follows:

17 CSR 10-2.060 Regulation, Suspension, and Revocation is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2202). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 17 – BOARDS OF POLICE COMMISSIONERS Division 10 – Kansas City Board of Police Commissioners Chapter 2 – Private Security

ORDER OF RULEMAKING

By the authority vested in the Kansas City Board of Police Commissioners under section 84.720, RSMo 2016, the board adopts a rule as follows:

17 CSR 10-2.060 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2202-2203). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed rule.

COMMENT #1: Ms. Sarah Schappe, Director, JCAR, advised that if the board is requiring all private security personnel to meet the physical and mental standards of board's police officers, those standards should be set out in 17 CSR 10-2.060(2)(B). RESPONSE AND EXPLANATION OF CHANGE: Because these standards have never been used in connection with private security officers, this subsection was removed.

17 CSR 10-2.060 Regulation, Suspension, and Revocation

- (2) The chief of police or his/her designee may order probation, order a suspension, or revoke a license of any company granted under section 84.720 RSMo, pursuant to the procedures set forth in section (10) of this rule, when there exists information that the licensee or, if the licensee is an organization, any of its officers, directors, partners, or associates has
 - (A) Failed to meet the qualifications in 17 CSR 10-2.020(3);
- (B) Failed to understand and perform the duties and responsibilities of a licensee;
- (C) Been convicted of a felony or a misdemeanor in federal or state court;
- (D) Failed to be of good moral character by having a felony conviction, misdemeanor conviction, or city ordinance conviction, an essential element of which is fraud, dishonesty, an act of violence, bribery, illegal drug use, sexual misconduct, and other similar acts constituting moral turpitude as defined by the common law of Missouri except that city ordinance convictions involving driving while intoxicated or driving under the influence of alcohol or drugs will be considered on a case-by-case basis;
- (E) For armed licensees, been named as the respondent in a full order of protection currently in effect issued after a hearing by a court of competent jurisdiction;
 - (F) Failed to meet the standards as set out herein;
- (G) Made a false statement or given any false information in connection with an investigation by the Private Officers Licensing Unit (POLU) or the department;
- (H) Provided other facts or actions which demonstrate that the applicant is unsuitable or ineligible to continue to hold a license; and
 - (I) Being terminated from or resigning under investigation

or threat of discharge from a law enforcement agency shall make an individual ineligible for a license, but s/he may appeal to the board pursuant to the appeal process contained in this section.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 2150 – State Board of Registration for the Healing Arts Chapter 6 – Licensure of Athletic Trainers

ORDER OF RULEMAKING

By the authority vested in the State Board of Registration for the Healing Arts under section 334.125, RSMo 2016, the board amends a rule as follows:

20 CSR 2150-6.060 Renewal of Licensure is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2023 (48 MoReg 2203). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

T his section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 60 – Missouri Health Facilities Review Committee

Chapter 50 - Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for May 6, 2024. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name City (County) Cost, Description

2/22/24

#6075 HS: CoxHealth-Springfield Springfield (Greene County) \$2,050,750, Acquire an additional robotic surgery unit

2/23/24

#6084 HS: St. Luke's RAYUS Radiology-St. Peters St. Peters (St. Charles County) \$2,578,286, Acquire an additional MRI unit

#6091 RS: Bishop Spencer Place Kansas City (Jackson County) \$10,000,000, Add 21 ALF beds

#6086 HS: Barnes-Jewish Hospital Chesterfield (St. Louis County) \$2,029,749, Acquire an additional MRI unit

#6088 HS: Barnes-Jewish St. Peters Hospital St. Peters (St. Charles County) \$2,460,750, Acquire an additional robotic surgery unit

#6089 HS: Barnes-Jewish West County Hospital St. Louis (St. Louis County) \$2,400,000, Acquire a neurosurgery robotic system

#6085 RS: Arnold Senior Living Arnold (Jefferson County) \$20,186,230, Establish 78-bed assisted living facility (ALF)

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by March 28, 2024. All written requests and comments should be sent to:

Chairman Missouri Health Facilities Review Committee c/o Certificate of Need Program 920 Wildwood Drive PO Box 570 Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison. dorge@health.mo.gov.

T he Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST THE CULTURED DIAMOND, LLC

On December 27th, 2023, The Cultured Diamond, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC Attn: Adam Patchett 4240 Philips Farm Road, Suite 109 Columbia, Missouri, 65201

Each claim must include the following information:

- 1) Name, address and telephone number of the claimant;
- 2) Amount of claim;
- 3) Date on which the claim arose;
- 4) Basis for the claim; and
- 5) Documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST PRINTANYTHINGWHOLESALE.COM, LLC

On December 26th, 2023, printanythingwholesale.com, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC Attn: Kerry Bush 4240 Philips Farm Road, Suite 109 Columbia, Missouri, 65201

Each claim must include the following information:

- 1) Name, address and telephone number of the claimant;
- 2) Amount of claim;
- 3) Date on which the claim arose;
- 4) Basis for the claim; and
- 5) Documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST CONFLUENCE ON 3RD – DSOCC, LLC

On February 5th, 2024, Confluence on 3rd - DSoCC, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC, Attn: Kerry Bush 4240 Philips Farm Road, Suite 109 Columbia, Missouri, 65201 Each claim must include the following information:

- 1) Name, address and telephone number of the claimant;
- 2) Amount of claim;
- 3) Date on which the claim arose;
- 4) Basis for the claim; and
- 5) Documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS AND CLAIMANTS AGAINST ASHLAND OAKS, LLC

On February 5th, 2024, Ashland Oaks, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Bush & Patchett, LLC Attn: Kerry Bush 4240 Philips Farm Road, Suite 109 Columbia, Missouri, 65201

Each claim must include the following information:

- 1) Name, address and telephone number of the claimant;
- 2) Amount of claim;
- 3) Date on which the claim arose;
- 4) Basis for the claim; and
- 5) Documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF CORPORATE DISSOLUTION TO THE CREDITORS OF GUARDIAN ASSIST

Guardian Assist ("the Corporation"), a Missouri corporation, the principal office of which was located at 101 W. Argonne #198, Kirkwood, MO 63122(St. Louis County), and whose registered agent is located at 4207 Castleman Ave., St. Louis, MO 63110, filed Articles of Dissolution with the Missouri Secretary of State on January 24, 2024. To file a claim with the Corporation, you must furnish the following:

- 1) Amount of the claim
- 2) Basis for the claim
- 3) Documentation of the claim

This information must be mailed to:

101 W. Argonne #198, Kirkwood, MO 63122.

In addition to filing a claim by mailing it to this address, unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice, your claim will be barred.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST LEGENDS GOLF PARTNERS, LLC

On December 29, 2023, Legends Golf Partners, LLC, a Missouri limited liability company (ACompany@), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. All persons and organizations must submit to:

Company, c/o Matthew Iovaldi, a Manager 648 Southern Hills Dr. Eureka, MO 63025

A written summary of any claims against Company, including:

- 1) Claimant's name, address and telephone number;
- 2) Amount of claim;
- 3) Date(s) claim accrued (or will accrue);
- 4) Brief description of the nature of the debt or the basis for the claim; and
- 5) If the claim is secured, and if so, the collateral used as security.

NOTICE: Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST MAKE THE GRADE CONSULTING, LLC

Make the Grade Consulting, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on February 8, 2024. Any and all claims against Make the Grade Consulting, LLC may be sent to:

Affinity Law Group, LLC 1610 Des Peres Road, Suite 100 St. Louis, MO 63131

Each claim must include:

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis for the claim; and
- 4) The documentation of the claim.

A claim against Make the Grade Consulting, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF CORPORATE DISSOLUTION TO ALL CREDITORS AND CLAIMANTS FOUR STAR, INC

On February 9th, 2024, Four Star, Inc., a Missouri corporation (hereinafter the "Corporation"), filed its Articles of Dissolution by Voluntary Action with the Missouri Secretary of State. Any Claims against the Corporation may be sent to:

Bush & Patchett, LLC Attn: Kerry Bush 4240 Philips Farm Rd., Ste. 109 Columbia, MO 65201

Each claim must include the following information:

- 1) name, address, and telephone number of the claimant;
- 2) amount of claim;
- 3) date of which the claim arose:
- 4) basis for the claim; and
- 5) documentation in support of the claim.

All claims against the Corporation will be barred unless the proceeding to enforce the claim in commenced within two years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST BDN PROPERTIES LLC

On February 5, 2024, BDN PROPERTIES LLC filed its Notice of Winding Up with the Missouri Secretary of State. BDN PROPERTIES LLC requests that all persons and organizations who have claims against it present them immediately by letter to:

Stock Legal, LLC 4512 West Pine Blvd St. Louis, Missouri 63108

All claims must include the following information:

- 1) name and address of the claimant,
- 2) the amount claimed,
- 3) date on which the claim arose,
- 4) basis for the claim and documentation thereof, and
- 5) whether or not the claim was secured and, if so, the collateral used as security.

All claims against BDN PROPERTIES LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF LIMITED LIABILITY COMPANY DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST USA MEDICAL AND SURGICAL SUPPLIES LLC

On February 12, 2024, USA Medical and Surgical Supplies LLC, a Missouri limited liability company, filed a Notice of Winding Up with the Missouri Secretary of State. The dissolution was effective on January 15, 2024. In accordance with the Notice of Winding Up, you are hereby notified that if you believe you have a claim against USA Medical and Surgical Supplies LLC, you must submit a written summary of the circumstances surrounding your claim to the company, care of:

Hein Schneider & Bond, PC Attn: Thomas J. Niemann, Esq 2244 S. Brentwood Blvd St. Louis, MO 63144

The summary of claim must include the following information:

- 1) The name, address, telephone number and email address of the claimant;
- 2) The amount of the claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim: and
- 5) Documentation of the claim.

A claim against USA Medical and Surgical Supplies LLC will be barred unless a proceeding to enforce such claim is commenced within three years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS AGAINST DIFANI PROPERTIES, LLC

Difani Properties, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on January 31, 2024. Any and all claims against Difani Properties, LLC may be sent to:

Alexander H. Kuehling 7733 Forsyth Blvd Ste 400 Saint Louis, MO 63105

Each claim should include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis of the claim; and
- 4) The date(s) on which the event(s) on which the claim is based occurred.

Any and all claims against Difani Properties, LLC will be barred unless a proceeding to enforce such claim is commenced within three (3) years after the date this notice is published.

NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST PARKVILLE PET FOODS, LLC (FORMERLY KNOWN AS IVET, LLC)

On February 6, 2024 Parkville Pet Foods, LLC, (formerly known as iVet, LLC) a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State. Any claims against the Company may be sent to:

Daniel L. Fowler, 7501 Tiffany Springs Parkway, Suite 200, Kansas City, Missouri 64153. Each claim must include the following information:

- 1) The name, address and phone number of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING-UP TO ALL CREDITORS AND CLAIMANTS AGAINST OSAGE NATIONAL COMMERCIAL HOLDINGS LLC

Osage National Commercial Holdings LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding-Up with the Missouri Secretary of State, effective on February 15, 2024. Any and all claims against the Company may be sent to:

SPENCER FANE LLP 6201 College Blvd, Suite 500 Overland Park, Kansas, 66211

Each claim should include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim and
- 5) The documentation for the claim.

Any and all claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING-UP TO ALL CREDITORS AND CLAIMANTS AGAINST OSAGE NATIONAL RESIDENTIAL HOLDINGS LLC

Osage National Residential Holdings LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding-Up with the Missouri Secretary of State, effective on February 15, 2024. Any and all claims against the Company may be sent to:

SPENCER FANE LLP 6201 College Blvd, Suite 500 Overland Park, Kansas, 66211

Each claim should include the following information:

- 1) The name, address and telephone number of the claimant;
- 2) The amount claimed;
- 3) The date on which the claim arose;
- 4) The basis for the claim and
- 5) The documentation for the claim.

Any and all claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

MISSOURI REGISTER

RULE CHANGES SINCE UPDATE TO CODE OF STATE REGULATIONS

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 48 (2023) and 49 (2024). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	AGENCY	EMERGENCY	PROPOSED	ORDER	In Addition
1.000.10	OFFICE OF ADMINISTRATION				45.14.5
1 CSR 10 1 CSR 10-3.010	State Officials' Salary Compensation Schedule Commissioner of Administration		48 MoReg 1757	49 MoReg 299	47 MoReg 1457
1 CSR 10 5.010			40 Money 1757	45 Workey 255	
2 CSR 30-1.020	DEPARTMENT OF AGRICULTURE Animal Health		49 MoReg 272		
2 CRS 30-1.020	Animal Health	This Issue	This Issue		·
2 CSR 70-14.005	Plant Industries		48 MoReg 2268R		
2 CSR 70-14.010 2 CSR 70-14.020	Plant Industries Plant Industries		48 MoReg 2268R 48 MoReg 2268R		
2 CSR 70-14.030	Plant Industries		48 MoReg 2269R		
2 CSR 70-14.040 2 CSR 70-14.060	Plant Industries Plant Industries		48 MoReg 2269R 48 MoReg 2269R		
2 CSR 70-14.000 2 CSR 70-14.070	Plant Industries		48 MoReg 2269R		
2 CSR 70-14.080	Plant Industries		48 MoReg 2270R		
2 CSR 70-14.090 2 CSR 70-14.100	Plant Industries Plant Industries		48 MoReg 2270R 48 MoReg 2270R		
2 CSR 70-14.110	Plant Industries	-	48 MoReg 2271R		
2 CSR 70-14.120	Plant Industries		48 MoReg 2271R		
2 CSR 70-14.130 2 CSR 70-14.140	Plant Industries Plant Industries		48 MoReg 2271R 48 MoReg 2271R		
2 CSR 70-14.150	Plant Industries		48 MoReg 2272R		
2 CSR 70-14.160 2 CSR 70-14.170	Plant Industries Plant Industries		48 MoReg 2272R		
2 CSR 70-14.170 2 CSR 70-14.180	Plant Industries		48 MoReg 2272R 48 MoReg 2272R		
2 CSR 70-14.190	Plant Industries		48 MoReg 2273R		
2 CSR 70-17.010 2 CSR 70-17.020	Plant Industries Plant Industries		48 MoReg 2273R 48 MoReg 2273R		
2 CSR 70-17.030	Plant Industries		48 MoReg 2274R		
2 CSR 70-17.050	Plant Industries		48 MoReg 2274R		
2 CSR 70-17.070 2 CSR 70-17.080	Plant Industries Plant Industries		48 MoReg 2274R 48 MoReg 2274R		
2 CSR 70-17.100	Plant Industries		48 MoReg 2275R		
2 CSR 70-17.110 2 CSR 70-17.120	Plant Industries		48 MoReg 2275R 48 MoReg 2275R		
2 CSR 70-17.120 2 CSR 70-17.130	Plant Industries Plant Industries		48 MoReg 2275R		
2 CSR 80-5.010	State Milk Board		48 MoReg 2276		
2 CSR 100-14.010	Missouri Agricultural and Small Business Development Authority		49 MoReg 329		
2 CSR 110-4.010	Office of the Director	49 MoReg 263	49 MoReg 272		
2 CSR 110-4.020 2 CSR 110-4.040	Office of the Director Office of the Director	49 MoReg 263 49 MoReg 264	49 MoReg 273 49 MoReg 273		
2 CSR 110-4.050	Office of the Director	49 MoReg 265	49 MoReg 274		
	DEPARTMENT OF CONSERVATION				
3 CSR 10-4.111	Conservation Commission		48 MoReg 1813	49 MoReg 96	
3 CSR 10-5.222	Conservation Commission		49 MoReg 83		
3 CSR 10-5.360 3 CSR 10-5.365	Conservation Commission Conservation Commission		49 MoReg 138 49 MoReg 140		
3 CSR 10-5.560	Conservation Commission		49 MoReg 140		
3 CSR 10-5.565 3 CSR 10-5.579	Conservation Commission		49 MoReg 142		
3 CSR 10-5.580	Conservation Commission Conservation Commission		49 MoReg 142 49 MoReg 142		
3 CSR 10-5.600	Conservation Commission		49 MoReg 83		
3 CSR 10-5.605 3 CSR 10-7.433	Conservation Commission Conservation Commission		49 MoReg 84 49 MoReg 84		
3 CSR 10-7.440	Conservation Commission		48 MoReg 1813	49 MoReg 96	-
3 CSR 10-7.455	Conservation Commission		49 MoReg 145	49 MoReg 97	
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 \mathbf{T} he Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

Order	SUBJECT MATTER	FILED DATE	PUBLICATION
	2024		
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	Next Issue
24-03	Declares a State of Emergency and declares Missouri will implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	Next Issue
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136
	2023		
23-10	Extends Executive Order 23-05 to address drought-response efforts until May 1, 2024	November 17, 2023	48 MoReg 2267
23-09	Orders state offices to be closed on Friday, November 24, 2023	November 9, 2023	48 MoReg 2149
23-08	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	August 5, 2023	48 MoReg 1684
23-07	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	July 28, 2023	48 MoReg 1595
23-06	Rescinds Executive Order 17-20	June 29, 2023	48 MoReg 1423
23-05	Declares drought alerts for 60 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan	May 31, 2023	48 MoReg 1179
23-04	Designates members of the governor's staff as having supervisory authority over each department, division, or agency of state government	April 14, 2023	48 MoReg 911
23-03	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to severe storm systems	March 31, 2023	48 MoReg 795
23-02	Extends Executive Order 22-08, the State of Emergency, and waivers until February 28, 2023	January 24, 2023	48 MoReg 433
23-01	Orders the commencement of the Missourians Aging with Dignity Initiative, with directives to support all citizens as they age	January 19, 2023	48 MoReg 431

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